

To: Helmlinger, Andrew[Helmlinger.Andrew@epa.gov]
From: Richard Curley
Sent: Thur 5/9/2013 1:24:47 AM
Subject: RE: Anaconda OU1 costs total to \$\$2,197,508.43

Andrew: Thanks for the quick turn around on AR's request for a breakout of the OU1 costs. I will forward this on to my clients and get back to you as soon as possible. Rich

From: Helmlinger, Andrew [Helmlinger.Andrew@epa.gov]
Sent: Wednesday, May 08, 2013 2:54 PM
To: Richard Curley
Subject: FW: Anaconda OU1 costs total to \$\$2,197,508.43

Rich,

As we discussed, EPA sorted out a rough cut of the "groundwater" costs, which for us means OU1. These costs total almost \$2.2 Million. That would leave almost \$2.1 Million in other costs that are not OU8 in the cost package we've been discussing. As I said, we're open to hearing ARC out on proposed compromises for OU1 costs, although I understand that you know our general position is "joint and several liability" for commingled contamination. A proposal to consider, to avoid impacts to progress at the site, is to have an AOC for the non-OU1 and OU8 costs, which may not then have a compromise and require DOJ approval, with the luxury then of some time to comprehensively talk through ARC's concerns about groundwater costs. The OU1 costs cut is attached.

Best,

J. Andrew Helmlinger